



"BAIL AGENTS ASSURE JUSTICE"

Kansas Bail Agents Association

2947 N. Athenian Ave., Wichita, Kansas 67204

Testimony In Support of House Bill 2076

January 25, 2021

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My name is Shane Rolf. I am the Executive Vice President of the Kansas Bail Agents Association. I am providing this testimony on behalf of the KBAA in Support of House Bill 2076.

Our understanding is that the bill is intended to primarily address a scenario wherein a surety would be required to deliver a defendant whom it has taken into custody to the jurisdiction where the defendant is actually being prosecuted.

The statute currently allows a bond surrender to be done "in any county in the state." This creates headaches when a surety attempts to surrender someone at a jail other than where he is being actively prosecuted. Local law enforcement often has no knowledge of the defendant and the underlying case and doesn't feel that they have any basis to detain the defendant, despite the language of the statute. This is particularly problematic when the attempted surrender takes place and no active warrant exists for the defendant. Obviously, if there is an active warrant from the original jurisdiction, then local police would have a basis to detain the arrestee regardless of whether the bonding company is attempting to surrender the bond.

The KBAA has no problem with requiring bondsmen to transport a defendant they have arrested to the appropriate jail wherein the underlying case is taking place and we support language to that effect.

While, there are certain outlier scenarios where this restriction could be a problem, we think that these scenarios are even rarer than the scenario this change would prevent and those alternate situations would create the same level of confusion for law enforcement that we are trying to avoid with this proposed change. So, we do support the statutory change requested by the Sheriff's Association and we do not foresee any real problem with this going forward.

Shane Rolf
Executive Vice President
Kansas Bail Agents Association